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**BY E-FILING, E-MAIL
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DM 1

The Honorable Vincent J. Poppiti
Blank Rome LLP
1201 N. Market Street, Suite 800
Wilmington, DE 19801

Re: Honeywell International Inc., et al. v. Apple Computer, Inc., et al.
C.A. No. 04-1338-JJF (Consolidated)

Dear Judge Poppiti:

I write pursuant to Your Honor's request, during the teleconference on Tuesday, August 19th, that the parties meet and confer about the following two issues: (1) The length of time appropriate to "prime the pump" and determine whether the relevant third party Licensees will cooperate in providing information in response to informal requests; and (2) The discovery Honeywell seeks from the Customer Defendants, set forth on page 4 of my August 18th letter to Your Honor, pertaining to "(i) the existence and nature of any correspondence and/or communications with its suppliers regarding whether the suppliers have agreed to cover the customer defendant's liability in this matter, and if so, the nature and extent of any such agreement," and "(ii) whether the customer defendant purchased completed LCD modules from its supplier, as opposed to an unfinished (e.g., LCD panel only)."

Honeywell invited all Affected Defendants, all current Manufacturing Defendants, and all third party Licensees to attend a global meet and confer that occurred at 11EDT Friday, August 22, 2008. Honeywell circulated a draft letter summarizing the meeting early Saturday, and within the past hour has heard from Mr. Halkowski that defendants are recanting their position to some extent, as expressed during the meet and confer, and want to reargue whether Honeywell should be entitled to the information regarding the potential applicability of the licenses.

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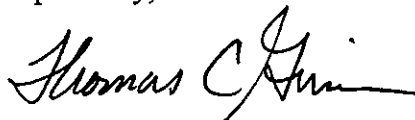
First, with regard to the length of time necessary to “prime the pump,” Honeywell proposed that four (4) weeks would be an appropriate length of time to obtain responses from the Licensees sufficient to gauge their level of cooperation to proceed informally. The Affected Defendants did not object to this suggested time frame, with the sole exception of Apple. We now understand, based on an e-mail from Mr. Halkowski within the past hour, that all the defendants are asking the Court to reconsider any amount of additional time. Honeywell objects to any reargument.¹

Second, with regard to Honeywell’s discovery request for any communications between the Affected Defendants and their respective LCD suppliers/Licensee, many of the Affected Defendants objected to this request; indeed, not one of the Affected Defendants agreed to provide Honeywell with these communications. Some of the Defendants (e.g. Apple) objected on the grounds that this information was not “needed,” while others (e.g. Apple and Olympus) objected on the grounds that this information was irrelevant. Insofar as the Affected Defendants raised these communications as a basis for seeking dismissal, and referred to them during the meet-and-confers held this summer, such information is relevant and not burdensome and placed directly at issue by the Affected Defendants.

Third, with regard to Honeywell’s discovery request as to whether the LCD modules were sold as completed modules by the licensees, no Affected Defendant objected to providing this information. However, Counsel for Apple asserted that he had already provided all the information Honeywell needed.

We look forward to discussing these issues with Your Honor further on Wednesday, August 27, at 2pm EDT.

Respectfully,



Thomas C. Grimm (#1098)

TCG

cc: Dr. Peter T. Dalleo, Clerk (by hand)
All Counsel of Record (by e-filing and/or e-mail)
(see attached Certificate of Service)

¹ It is worth reemphasizing that these issues are of primary concern only to those Affected Defendants that have rejected Honeywell’s attempts to resolve this matter informally through declarations, assuming the success of the informal approach.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 11, 2008, the foregoing was caused to be electronically filed with the Clerk of the Court using CM/ECF which will send electronic notification of such filing to all registered participants.

In addition, the undersigned hereby certifies that true and correct copies of the foregoing were caused to be served via electronic mail on September 11, 2008 upon the following parties:

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